

MARY ANN HABEEB

Mailing address: IDEM, Office of Criminal Investigations
100 North Senate Ave., Suite 1325
Indianapolis, IN 46204

Email address: mhabeeb@idem.in.gov

Telephone number: 317 232-7696

Fax number: 317 233-0459

Specify Whether You are an Attorney Licensed to Practice in Indiana: YES

Outline employment history and relevant experiences or attach a resume or c.v.: See attached resume

Reference any travel restrictions on service as a mediator:

Identify any agencies or subjects in which you would *not* wish to mediate cases:

Include or attach other information you believe may be of interest:

SUMMARY

- Environmental attorney and manager with twenty-five years experience
- Familiar with all major environmental laws
- Ongoing working relationship with key personnel at State and Federal environmental agencies
- Extensive litigation experience at administrative, trial and appellate levels
- Experience handling and negotiating complex litigation
- Settled cases providing millions of dollars for site remediation and natural resource damages
- Certified Civil mediator

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Director, Office of Criminal Investigations	May 2005 to Present
Enforcement Section Chief, Office of Legal Counsel	July 2000 to Present
Program Counsel Section Chief, Office of Legal Counsel	Dec. 1999 to July 2000
Legal Counsel, Office of Legal Counsel	April 1999 to Dec. 1999

Direct responsibility for office investigating environmental crimes. Supervise staff investigators and secretary. Coordinate investigations with other law enforcement agencies and present cases for prosecution. Advise and assist local prosecutors. Conduct agency and statewide training on environmental crimes. Supervised staff attorneys responsible for enforcement actions against parties in violation of Indiana law and staff attorney responsible for negotiation, draft and review of contracts. Represent Natural Resource Trustee in Federal actions for restoration of natural resource damages. Represented agency in administrative actions, coordinated litigation with Office of Attorney General, Department of Justice, Department of the Interior and Department of Natural Resources, negotiated settlements and prepared cases for litigation. Supervised attorneys responsible for counsel to program staff. Conduct mediations as requested.

INDIANA DEPARTMENT OF NATURAL RESOURCES

Legal Counsel	October 1994 to April 1999
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Provided general legal counsel and representation to Division of Fish and Wildlife and other agency divisions as assigned. Prepared cases for administrative and judicial litigation, including proceedings before Natural Resources Commission. Handled negotiations on permit appeals, State law violations, and natural resource damage actions. Drafted and reviewed leases, contracts, rules and legislation. Representative to Legal Committee of Association of Midwest Fish and Wildlife Agencies, Midwest Environmental Enforcement Association and Water Pollution Control Board.

PRIVATE LAW PRACTICE	October 1993 to 1997
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Albright & Habeeb, Associates not in Partnership. Reorganized 1995 "of Counsel" with Monday Rodeheffer Jones & Albright. General practice, concentrating in environmental matters.

INDIANA ATTORNEY GENERAL'S OFFICE, ENVIRONMENTAL SECTION

Deputy Attorney General	January 1981 to October 1993
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Represented the Indiana Departments of Health, Environmental Management and Natural Resources, the Board of Animal Health, and the State Chemist before trial and appellate courts, administrative law judges and boards. Handled negotiations, enforcement proceedings, emergency actions, judicial review, bankruptcy, collections, rule review and legislation. Participated in complex litigation involving multiple claims and parties with national exposure. Traveled throughout the Midwest and developed personal familiarity with key environmental personnel at State and national level. Trained staff in investigation and prosecution of civil and criminal cases.

Adjunct Professor

Fall 1993 and Summer 1994

Indiana University-Purdue University Indianapolis
Law and Public Policy, School of Public and Environmental Affairs

EDUCATION

Certified Civil Mediator, Indiana 1994 to present
J.D., Indiana University School of Law, Indianapolis, Indiana 1981 - Magna Cum Laude;
B.A., Sociology, Saint Francis College, Loretto, Pennsylvania - Magna Cum Laude

AFFILIATIONS

White River Citizens Advisory Council, Counsel to Natural Resource Trustee (2001 to present)
Association of Midwest Fish and Wildlife Agencies, Legal Committee 1994 to 1999
Midwest Environmental Enforcement Association (1987 to present, Executive Chair 1992)
Indiana Inter Agency Environmental Task Force (1991-1993, 2005 to present)
National Enforcement Training Institute (1992-1993, Civil Attorney Committee)
National Association of Attorneys General (1990-1993, RCRA Contact)

PRESENTATIONS

“Overview of Indiana Environmental Law, Prosecution of Environmental Crimes”, Northwest Indiana Law Enforcement Training Center, Fall 2005.

“Natural Resource Damages/CERCLA Coordination”; United States Environmental Protection Agency Region V Attorney Conference, Chicago, Illinois, June 1997.

“IDNR’s Contaminants Program”; Midwest Environmental Enforcement Association Periodic Conference, Madison, Wisconsin, May 1997.

“Natural Resource Damages”; Association of Midwest Fish and Wildlife Agencies Legal Committee, Galena, Illinois 1995; South Bend, Indiana, 1996; Lawrence, Kansas 1997.

“Search Warrants and Parallel Proceedings”; Indiana Department of Environmental Management Enforcement Training Seminar, October 1994.

“Creative Bankruptcy Settlements”; Midwest Environmental Enforcement Association Advanced Environmental Prosecution Seminar, Chicago, Illinois, September 1993.

“Indiana Public Records Act”; Indiana Department of Environmental Management, October 1992.

“Overview of Indiana Statutes”; “What Makes an Environmental Case Criminal?”; Indiana Inter Agency Environmental Task Force, New Harmony, Indiana, July 1992; Indiana Law Enforcement Academy, Indianapolis, Indiana, September 1992 and 1995.

“Environmental Issues in Bankruptcy”; Indiana Department of Environmental Management, January 1992.

“Interstate Solid Waste Issues”; Joint Conference Southern Environmental Enforcement Network and Midwest Environmental Enforcement Association, Daytona Beach, Florida, January 1992.

“Negotiating Civil Penalties”; Midwest Environmental Enforcement Association Conference, Louisville, Kentucky, September 1991.

BAR STATUS

Admitted Indiana and United States District Court for the Southern District of Indiana.